

First Regular Session 111th General Assembly (1999)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 1998 General Assembly.

## HOUSE ENROLLED ACT No. 1322

AN ACT concerning state offices and administration.

*Be it enacted by the General Assembly of the State of Indiana:*

SECTION 1. [EFFECTIVE JULY 1, 1999]: (a) As used in this SECTION, "commissioner" refers to the commissioner of the Indiana department of administration.

(b) As used in this SECTION, "department" refers to the Indiana department of administration created by IC 4-13-1-2.

(c) As used in this SECTION, "grantee" refers to the American Red Cross, Southwest Indiana Chapter.

(d) As used in this SECTION, "property" refers to the following real property:

Part of the Northwest Quarter of Section 26, Township 6 South, Range 10 West, Vanderburgh County, Indiana, more particularly described as follows:

Commencing at the Northeast corner of the Northwest Quarter Section, then South 00 degrees, 53 minutes, 06 seconds West along the east line of the Quarter Section a distance of 256.36 feet; then North 88 degrees, 51 minutes, 14 seconds West and parallel with the north line of the Quarter Section a distance of 33.10 feet to a point on the southwesterly right-of-way of John Street, being the Point of Beginning; then South 03 degrees, 00 minutes, 18 seconds West a distance

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of 261.94 feet; then South 60 degrees, 24 minutes, 59 seconds West a distance of 135.34 feet; then South 55 degrees, 51 minutes, 43 seconds West a distance of 146.67 feet; then South 68 degrees, 36 minutes, 40 seconds West a distance of 100.95 feet; then North 81 degrees, 13 minutes, 13 seconds West, a distance of 73.28 feet; then North 45 degrees, 03 minutes, 20 seconds West, a distance of 148.71 feet; then North 52 degrees, 27 minutes, 22 seconds West a distance of 224.05 feet; then North 77 degrees, 24 minutes, 43 seconds West a distance of 186.33 feet; then North 01 degree, 26 minutes, 01 second East a distance of 255.83 feet to a point on the south right-of-way of the Lloyd expressway; then South 88 degrees, 38 minutes, 25 seconds East along the right-of-way a distance of 604.33 feet; then South 32 degrees, 31 minutes, 50 seconds East a distance of 144.22 feet; then South 88 degrees, 04 minutes, 01 second East a distance of 80 feet; then North 72 degrees, 17 minutes, 09 seconds East a distance of 121.70 feet to the Point of Beginning. Containing 7.496 acres, more or less.

(e) The state shall permit the grantee and agents of the grantee to enter the property to:

- (1) inspect the property; and
- (2) conduct tests of the property;

to determine in the grantee's sole discretion if the property is suitable to the grantee's purposes.

(f) If the grantee agrees to accept conveyance of the property, the governor and the commissioner are authorized and directed on behalf of and in the name of the state of Indiana to convey the property to the grantee. The following apply if a conveyance is made under this subsection:

- (1) The conveyance shall be made without monetary consideration.
- (2) The conveyance is subject to highways, easements, and restrictions of record.
- (3) The property must be used by a nonprofit organization for office purposes.
- (4) Construction of a building for a nonprofit organization for office purposes must begin not later than July 1, 2004.
- (5) If any of the following applies, title to the property reverts to the state of Indiana:
  - (A) Use of the property by a person other than a nonprofit organization.



**(B) Use of the property for other than office purposes. For purposes of this clause, "office purposes" includes blood collection, blood processing, and training.**

**(C) Ownership of the property by a person other than the grantee.**

**(D) Construction of an office building for a nonprofit organization is not begun before July 1, 2004.**

**(6) The conveyance must comply with IC 4-20.5-7 to the extent that IC 4-20.5-7 does not conflict with this SECTION. The department shall have a quitclaim deed prepared to convey the property to the grantee. The deed must state the restrictions and conditions contained in subdivisions (1) through (5). The commissioner and the governor shall sign the deed, and the seal of the state shall be affixed to the deed.**

**(7) The grantee shall have the deed to the property recorded in Vanderburgh County, Indiana.**

**(8) The department shall inform the superintendent of Evansville State Hospital and the director of the division of mental health when the conveyance is completed.**

**(g) This SECTION expires July 1, 2004.**

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